

Dear Mr. Lynch,

5/14/83

A few things you may want to know for oral argument came to mind after we spoke a few minutes ago. But first I want again to express my thanks for and appreciation of a fine piece of work and the manner in which you expressed a remarkable grasp of a long and complicated case record.

Me as subject expert and the DJ/Shea request that I provide documented appeals: In C.A. 75-0226, when I proved sworn untruthfulness by the FBI, its response was, and if you want it I'll provide the exact quote, that I could make such allegations ad infinitum because I (then) knew more about the JFK assassination and its investigation than anyone employed by the FBI. That was its evaluation long before I obtained and read perhaps a quarter of a million additional pages of FBI and DJ records.

The judge in the King case, C.A. 75-1996, asked me to cooperate with Shea and I did. As a government witness on as I recall 1/12/78 he testified in the most complimentary terms to the extent and effectiveness of this help and the amount of time and effort it required.

On the alleged unfairness of some of my criticisms of the FBI in his memo, as I told you, as soon as I saw this and in order not to embarrass him because I knew what he said was not really in accord with the fact, I wrote him at home and told him I'd provide a written apology for any illustration of my actually doing any of those things. He never replied. And I still like and respect him very much.

Shea was very fond of Horace P. Beckwith, who was, incredible as it may seem, used as an FOIA case supervisor and affiant while he was an unindicted coconspirator in the Pat Gray case. He found Beckwith the most helpful of the agents assigned to FOIA cases, too. He was part of the successful campaign to get Beckwith reinstated and to work the few years before his retirement. But I caught Beckwith in the dirtiest of dirty tricks, open perjury and fabricating and then swearing to documents. He was banished by Judge June Green and, as Shea later told me, the DJ building began to quake before anyone returned from court.

Judge Smith cited the appeals court's decision in my spectro case in which it quite erroneously stated such things as that I sought to expand my requests. This may be thrown up to you at oral argument. We did not expect an en banc review which we sought but we did file what amounts to a number of factual corrections. Thereafter, in clearing off my desk, I found and sent to Jim a number of FBI records which establish the truth. He mislaid them and I can dig them out again, at least some, if you want them on hand. Or, he may find them.

This case record includes one of the two FBI records I have in which they express the need to "stop" me and my writing. They could not refute this so they ignored it. It also includes the FBI record stating that because it does not like me, under FOIA it does not have to respond to my requests. The approvals up to Hoover, that my requests be ignored, are on paper, I have them, and I think they also are attached to affidavits filed in this case.

On the list of 25 requests discussed at the Senate subcommittee hearing, despite the promise that they would be taken care of, they still have not been. One of those records was given to me a year after I obtained it from the National Archives and one of the still pictures was sent to me about a year after it was published by a later requester. One of the motion pictures also was when I learned that it had been disclosed to a later requester.

Of all the libels and slanders the FBI distributed throughout the government, including to the White House, the Senate and AGs and DAGs, the rottenest is converting an annual religious gathering at the farm we then owned, after the Jewish high holidays that are usually in September or October, into the utter falsehood that it was an annual celebration of the Russian revolution by my wife and me. I believe that this also is in this case record.

In any event, if you want any preparation on harassment and you want me to go over the undisputed case record on this, please let me know.

On search~~s~~ I told you how the FBI avoided any and that Phillips actually admitted this, with details. I addressed that pointedly in an affidavit. If you want me to locate this, please let me know. My affidavit remains ignored and Phillips admission that instead of a search in Dallas Tom Bresson at FBIHQ decided what would be disclosed is voluntarily in the case record, one of his earlier affidavits. In addition, their own records disclose that they rewrote my requests to eliminate most of what is relevant, and this also is in the case record, analyzed in my reply affidavits.

4/18. They've started acting on a few of the very old appeals, and I wonder why and if it can be to make some kind of representation to some court. Post recent exchange enclosed. With regard to records of unquestionable pertinence in this litigation, FBIHQ recently disclosed to Mark Allen its directive to the Dallas office to establish a new file on the late Marguerite Oswald, the mother. It was not disclosed and the Dallas search slips do not include her. New Orleans did search under her name. This kind of thing is almost endless and to a degree is in my affidavits.

I think it might be wise to prepare for the kind of irrelevant questions a judge who may want to help them may ask. If you agree, please indicate what you'd like and I provide what copies I can. Again thanks and best wishes,

*Mark Allen*